

\*E-FILED - 7/12/07\*

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

CHERYL KELMAR,  
Plaintiff,  
v.  
CAPITAL ONE MORTGAGE,  
Defendant.

Case No.: C 07-01803-RMW PVT

XXXXXXXXXXXXXXXXXXXXX **ORDER  
CONTINUING HEARING DATE OF  
DEFENDANT CAPITAL ONE  
BANK'S MOTION TO COMPEL  
ARBITRATION AND CASE  
MANAGEMENT CONFERENCE**

Date: July 13, 2007  
Time: 9:00 a.m.  
Place: Courtroom 6  
280 South First Street  
San Jose, California 95113

The Court has reviewed and considered the Joint Stipulation to Continue Hearing Date of Defendant Capital One Bank's Motion to Compel Arbitration and Case Management Conference (the "Joint Stipulation") set for hearing on July 13, 2007, at 9:00 a.m. in the above-entitled court, and good cause, appearing therefore, the Court grants the Joint Stipulation.

IT IS HEREBY ORDERED that:

1. The hearing on Defendant Capital One Bank's Motion to Compel Arbitration has been continued to August 10, 2007 at 9:00 a.m.; and

XXXXXXXXXX ORDER

2. The Case Management Conference has been continued to  
August 10, 2007 at 10:30 a.m.

Dated: 7/12/07

*Ronald M. Whyte*  
The Honorable Ronald M. Whyte

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